

RECEIVED
STATE COURT ADMINISTRATOR

IN THE COURT OF APPEALS OF THE STATE OF OREGON

MAR 25 2020

Max Zweig, Joel Christiansen (Third-Party Defendant), Williams Kastner (Third-Party Defendant)

SUPREME COURT
COURT OF APPEALS

(LINE 1- NAME OF PLAINTIFF(S))

Plaintiff-Appellant, or
Plaintiff-Respondent,

v.

TIMOTHY C. ROTE (Def and Third-Party Plf.), TANYA ROTE (Def. and Third-Party Plf.) & Northwest Holding LLC (dissolved def.)

(LINE 2- NAME OF DEFENDANT(S))

Defendant-Respondent, or
Defendant-Appellant.PAID
MAR 25 2020

CLACKAMAS

County Case Number 19CV01547

(CIRCUIT COURT NAME)

(CIRCUIT COURT NUMBER)

BY: CK# 3842

\$ 391.00

NOTICE OF APPEAL

1.

(a) DEFENDANTS-APPELLANTS hereby gives notice of appeal from the judgment entered on

(b) MARCH 16, 2020, by Judge (c) LINNINGER in (d) CLACKAMAS

County Circuit Court.

2.

The parties to this appeal are:

Appellant(s): TIMOTHY C. ROTE, TANYA ROTE, NORTHWEST HOLDING, LLC (Dissolved)

YOUR NAME, ADDRESS, and PHONE NUMBER (and EMAIL ADDRESS if you agree to receive all court correspondences by email)

Appellants, 24790 SW BIG FIR RD., WEST LINN, OREGON 97068, Timthy rote@gmail.com, Tanyarote5@gmail.com

Respondent(s): MAX ZWIEG, JOEL CHRISTIANSEN, WILLIAMS-KASTNER c/o OSBPLF, 16037 SW Upper Boones Ferry Rd

(NAME and ADDRESS)

Tigard, Oregon 97281

3.

If the respondent (on appeal) is represented by counsel, provide the name, bar number, and address of the respondent's attorney:

ATTORNEY FOR RESPONDENT:

Respondent's name Unknown, on belief OSB PLF

Attorney's name

Bar #

Address

ATTORNEY FOR RESPONDENT:

Respondent's name

Attorney's name

Bar #

Address

EXHIBIT 5
PAGE 1 OF 5

4.

INDICATE YOUR DESIGNATION OF RECORD

- ☒ Appellant designates the record in its entirety, up to and including the date on which the challenged decision was entered. Therefore, in addition to the trial court file, appellant designates all exhibits submitted, and the record of all oral proceedings that occurred, during that time period.
- ☐ In addition to the trial court file, appellant designates only the following portions of the record:
- ☐ Trial court file only. No exhibits and no oral proceedings.
 - ☐ All exhibits.
 - ☐ The record of only the following oral proceedings: _____

5.

COMPLETE ONLY IF LESS THAN THE ENTIRE TRIAL COURT
RECORD IS DESIGNATED IN PARAGRAPH 4 ABOVE

Appellant intends to rely upon the following points:

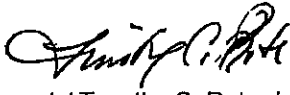
6.

This appeal is timely and otherwise properly filed before the Court of Appeals because:
WITHIN 30 DAYS OF JUDGMENT

7.

Attached to this notice of appeal is a copy of the judgment being appealed from. Also attached are copies of any other orders pertinent to determining appellate jurisdiction.

DATE: 3/23/2020

SIGNATURE:  /s/ Timothy C. Rote; /s/ Tanya Rote

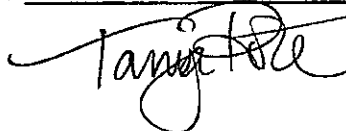


EXHIBIT B
PAGE 2 OF 5

CERTIFICATE OF FILING

I certify that on 3/23/2020 DATE, I filed the original of the notice of appeal with the State Court Administrator at the following address:

- ☒ **Mailing Address** **ATTN: Records Section**
State Court Administrator
Supreme Court Building
1163 State Street
Salem, OR 97301-2563
- ☐ **Physical Address** **Appellate Court Administrator**
(No mail accepted) **2850 Broadway St NE**
Salem OR 97303

by the following method of filing:

INDICATE METHOD OF FILING

- ☐ United States Postal Service, ordinary first class mail.
- ☒ United State Postal Service, certified or registered mail, return receipt requested.
- ☐ Hand delivery
- ☒ Electronic Filing through the court's eFiling system
- ☐ Other (specify): _____

CERTIFICATE OF SERVICE

I certify that on 3/23/2020 (DATE), I served a true copy of the notice of appeal to the following parties at the addresses set forth below. **NOTE:** If an address is not already provided below then you must fill in the address for each party that you serve. If no address is present then the court will assume that you did not serve that party.

RESPONDENT: NAME AND ADDRESS Max Zwezig, Joel Christiansen, Williams Kastner c/o OSBPLF, 16037

SW Upper Boones Ferry Rd., Suite 300, Tigard, Oregon 97261

TRIAL COURT ADMINISTRATOR: TRIAL COURT ADDRESS 807 Main Street, Rm 104, Oregon City
Oregon 97045

TRANSCRIPT COORDINATOR: TRIAL COURT ADDRESS 807 Main Street, Rm 104, Oregon City
Oregon 97045

OTHER PARTIES: NAME AND ADDRESS _____

by the following method of service:

INDICATE METHOD OF SERVICE

- ☒ United States Postal Service, ordinary first class mail.
- ☐ United State Postal Service, certified or registered mail, return receipt requested.
- ☐ Hand delivery

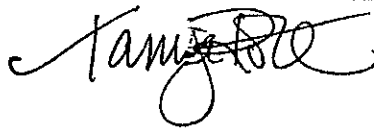
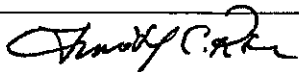
EXHIBIT B
 PAGE 3 OF 5

☒ Electronic Filing through the court's eFiling system.

☐ Other (specify): _____

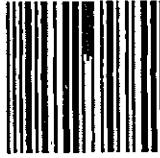
DATE: 3/23/2020

SIGNATURE: /s/ Timothy C. Rote; /s/Tanya Rote





1021



93301

U.S. POSTAGE PAID
FCM LETTER
TUALATIN, OR
97062
MAR 23, 20
AMOUNT-

\$6.95

R2304M110440-9



7020 0090 0001 9165 4828

MAR 25 2020

HW: Records Section
3rd Court Administration
Supreme Court Building
1163 State Street
Salem OR 97301-2563

[illegible]

SECRET

Rote CPA, P.C.
7427 SW Coho Ct, Suite 200
Tualatin, OR 97062

295/100361

EXHIBIT B
PAGE 5 OF 5